Google Inc. et al v. Egger et al Doc. 327 Att. 6

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CENTER FOR CONSTITUTIONAL RIGHTS, TINA M. FOSTER, GITANJALI S. GUTIERREZ, SEEMA AHMAD, MARIA LAHOOD, RACHEL MEEROPOL,	)	Case No. 06-cv-313
Plaintiffs,	)	Hon. Gerard E. Lynch
v.	)	
GEORGE W. BUSH, President of the United States; NATIONAL SECURITY AGENCY, LTG Keith B. Alexander, Director; DEFENSE INTELLIGENCE AGENCY, LTG Michael D. Maples, Director; CENTRAL INTELLIGENCE AGENCY, Porter J. Goss, Director; DEPARTMENT OF HOMELAND SECURITY, Michael Chertoff, Secretary; FEDERAL BUREAU OF INVESTIGATION, Robert S. Mueller III, Director JOHN D. NEGROPONTE Director of National Intelligence,	)	
Defendants.	)	

DEFENDANTS' NOTICE OF LODGING OF *IN CAMERA, EX PARTE* MATERIAL

Defendants, through their undersigned counsel, hereby provide notice that they are lodging for submission in support of Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment, the following classified memorandum and declarations for the Court's *in camera*, *ex parte* review in support of the United States' assertion of the military and state secrets privilege and other statutory privileges in this case:

(1) *Classified In Camera, Ex parte* Memorandum of Points and Authorities in Support of the United States' Assertion of the Military and State Secrets Privilege; and Defendants' Motion

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to Dismiss or, in the Alternative, Motion for Summary Judgment; and Defendants' Motion to Stay Consideration of Plaintiffs' Motion for Summary Judgment;

(2) *In Camera, Ex Parte,* Classified Declaration of John D. Negroponte, Director of National Intelligence; and

(3) *In Camera, Ex Parte,* Classified Declaration of Major General Richard J. Quirk, Signals Intelligence Director, National Security Agency.

These submissions have been lodged for secure storage and for secure transmission to the Court (upon request) with the United States Department of Justice, Litigation Security Group, 20 Massachusetts Avenue, N.W., 5th Floor, Washington, D.C. (202) 514-9016. The Court may contact the undersigned counsel to assist in securing delivery of these submissions for review at the Court's convenience.

Respectfully submitted,

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Assistant Attorney General

CARL J. NICHOLS
Deputy Assistant Attorney General

JOSEPH H. HUNT
Director, Federal Programs Branch

s/ *Anthony J. Coppolino*
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DATED: May 26, 2006